

JUL 21 2006

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

MAURICE PRESTON SCOTT,

Plaintiff,

v.

MECKLENBURG CORRECTIONAL
CENTER, et al.,

Defendants.

Civil Action No. 7:06cv000367

FINAL ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ADJUDGED** and **ORDERED** that this action shall be and hereby is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1); all pending motions are hereby **DENIED as MOOT**; and this case will be **STRICKEN** from the active docket of the court.

Plaintiff is hereby **ADVISED** that this dismissal constitutes a third "strike" pursuant to 28 U.S.C. § 1915(g).¹ Accordingly, Scott is hereby **NOTIFIED** that he cannot file any future civil actions without prepayment of the \$ 350.00 fee required for filing civil actions unless he demonstrates that he is "under imminent danger of serious physical injury." § 1915(g).

The Clerk of the Court is directed to send certified copies of this Order and accompanying Memorandum Opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This 21st day of July, 2006.

[Signature of Jackson L. Kiser]
Senior United States District Judge

¹See Scott v. Sussex I State Prison, Civil Action No. 7:06cv000369 (W.D. Va. July 6, 2006), Scott v. Blue Ridge Regional Jail Authority, et al., Civil Action No. 7:05cv000281 (W.D. Va. Sep. 30, 2005).